THE EVENING STAR: PUBLISHED DAILY, (EXCEPT SUNDAY.) AT THE STAR BUILDINGS, Southwest corner of Penn'a avenue and 11th street, By W. D. WALLACH.

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[FROM YESTERDAY'S " EXTRA STAR,"]

day morning-One Dollar and a Half a year.

CAPTURE OF JEFF. DAVIS AND STAFF!

His Camp Surprised at Irwinsville, Ga.

Official War Bulletin.

WAR DEPARTMENT, WASHINGTON, May 13-10 p. m. }

Major General Dix, New York: The following dispatch, just received from General Wilson, announces the surprise and capture of Jefferson Davis and his staff, by Colonel Pritchard and the Michigan cavalry on the morning of the 10th instant, at Irwins-

ville, in Irwin county, Georgia. EDWIN M. STANTON, Secretary of War.

MACON, GA., May 12-11 A. M .- Major General U. S. Grant, Hon. Secretary of War, Washington, D. C .: I have the honor to report that at daylight of the 10th instant, Colonel Pritchard, commanding 4th Michigan, captured Jeff. Davis and family, with Reagan, Postmaster General; Colonel Harrison, Private Secretary; Colonel Johnson, A. D. C.; Colonel Morris, Colonel Lubbick, Lieutenant Hathaway, and others.

Colonel Pritchard surprised their camp at Irwinsville, in Irwin county, Georgia, seventy-five miles east of this place. They will be here to-morrow night, and will be forwarded, under strong guard, without delay. I will send further particulars at once.

J. H. WILSON, Brevet Major General.

LATER!!

The Capture of Jeff. Davis!

Very Interesting Details.

Jeff. Making his way to the Seacoast!

> His Camp Surrounded. A Mistaken Fight.

Jeff. Attempts to Escape in his Wife's Clothes !!

His Big Boots Betray Him !!!

He Draws a Bowie Knife.

A Revolver Brought to Bear upon

He is Open to Conviction!

He Puts up the Bowie Knife!!

Mrs. Davis Warns them not to Provoke the President!!

"He Might Injure Some of 'em' !!!

Official War Bulletin.

WAR DEPARTMENT, WASHINGTON CITY, May 14-11 a.m. 1865. Major General Dix, New York: The following details of the capture of

Jefferson Davis, while attempting to make his escape in his wife's clothes, have been received from Major General Wilson. EDWIN M. STANTON.

MACON, GA., May 12 .- Hon. Edwin M. Stan. ton, Secretary of War :- The following despatch, announcing the capture of Jefferson, Davis, has just been handed me by Colonel

Minty, commanding 2d division:

HEADQUARTERS FOURTH MICHIGAN CAV-ALRY, CUMBERLANDVILLE, GA., May 11, 1865-Capt. T. W. Scott, A. G. Second Division :- Sir: I have the honor to report that at daylight yesterday, at Irwinsville, I surprised, and captured Jeff. Davis and family, together with his wife, sisters, and brother, his Postmaster General, Reagan: his private secretary, Col. Harrison; Col. Johnson, A. D. C. on Davis' staff; Col. Morris Lubbuck, Lieut. Hathaway; also several important names and a train of five wagons and three ambulances, making a perfect success, had not a most painful mistake occurred, by which the 4th Michigan and 1st Wisconsin collided, which cost us two killed and Lieut. Boutelle wounded through the arm, in the 4th Michigan, and four men

This occurred just at daylight. After we had captured the camp, by the advance of the 1st Wisconsin, they were mistaken for the enemy. I returned to this point last night, and shall move right on to Macon without waiting orders from you, as directed, feeling that the whole object of the expedition is now accom-

It will take me at least three days to reach Macon, and we are seventy miles out, and our stock much exhausted. I hope to reach

Hawkinsville to-night. I have the honor, &c.,

B. O. PRITCHARD, Lieutenant Colonel, 4th Michigan Cavalry.

The 1st Wisconsin belongs to Lagrange's brigade, of McCook's division, and had been sent due east by General Croxton, via Dublin. Colonel Minty had distributed his command all along the south bank of the Ockmulgee and Altamaha. This accounts for the collision between parts of the 1st and 2d division, and shows the zeal of the command in our pursuit. I have directed increased vigilance on the part of the command, in the hope of catching the other assassins. Our dispositions are good, so far none of the rebel chiefs have been able to get through. Breckinridge's son was captured night before last eleven miles south from here. Will send further details as soon as received.

J. H. Wilson, Brevet Major General.

MACON, Ga., 9.30 a. m., May 13, 1865 .- Hon. E. M. Stanton, Secretary of War: Lieut. Col. Harden, commanding 1st Wisconsin, has just arrived from Irwinsville. He struck Davis' trail at Dublin, Laurens county, on the evening of the 7th, and followed him closely night and day through the pine wilderness of Alligator Creek and Green Swamp, via Cumberlandville to Irwinsville.

At Cumberlandville, Col. Harden met Col. Pritchard with 150 picked men and horses of the 4th Michigan.

Harden followed the trail directly south, while Pritchard, having fresher horses, pushed down the Ocmulgee towards Hopewell, and thence by House Creek to Irwinsville, arriving there at midnight, 9th. Jeff. Davis had not arrived. From citizens Pritchard learned that his party were encamped two miles from the town. He made his dispositions, and surrounded the camp before day. Harden had camped at 9 a. m. within two miles (as he atterwards learned) from Davis. The trail being too indistinct to follow, he pushed on at 3 a m, and had gone but little more than one mile, when his advance were fired upon by men of the 4th Michigan. A fight ensued, both

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discovered.

parties exhibiting the greatest determination

Fifteen minutes elapsed before the mistake was

The firing in this skirmish was the first

warning. Davis received. The captors report

that he bastily put on one of his wife's dresses

and started for the woods, closely followed

by our men, who at first thought him a woman

but seeing his boots while running, suspected

his sex at once. The race was a short one, and

the rebel President was soon brought to bay.

He brandished a bowie knife of elegant

pattern, and showed signs of battle; but

yielded promptly to the persuasion of the

Colt's revolvers, without compelling the

men to fire. He expressed great indignity

at the energy with which he was pursued,

saying that he had believed our Government

more magnanimous than to hunt down women

and children. Mrs. Davis remarked to Colonel

Harden, after the excitement was over, that,

The men had better not provoke the Presi-

Regan behaved himself with becoming dig-

The party were evidently making for the

AMUSEMENTS.

GROVER'S NEW THEATER.

Pennsylvania Avenue, near Willard's.

GREAT SUCCESS!

UNBOUNDED ENTHUSIASM!

THIS (MONDAY) EVENING, will again be presented Mrs. Harriet Beecher Stowe's great work of

UNCLE TOM'S CABIN,

with the best of characters ever selected for the

Grand Family Matinee on SATURDAY AFTER-NOON, at Cheap Prices of Admission. my 15-tf

WASHINGTON THEATER.

Corner 11th and C streets, near Penna, ave.

Mr. G. C. BONIFACE and Mrs. I. B. PHILLIPS, THIS EVENING, May 15, 1865. In the great New York Local Brama entitled the

RAG PICKER OF NEW YORK,

and the petite comedy of FAINT HEART NRVER WON FAIR LADY.

METROPOLIAN HALL.

B. HENZE Proprietor.
G. NACHMANN Acting Manager.
FRED. YGUNKENS Musical Director.

THE GREATEST CONCENTRATION OF TAL-ENT UNDER ONE MANAGEMENT.

METROPOLITAN COMPANY.
LOOK AT OUR TALENT.
MISS HENNUTTE,
MISS JOSEPHENE MRS. MANIE,

MISS ANLEAN.
MISS ANLEAN.
MISS KITY LEE, MISS VIOLA CLIFTON,
MISS FRANK LAPALLE.
G. HINES

G. HINES,
FRED. YOUNKENS.
G. NACHMAN.
THE BEST COMBINATION OF ANY ESTABLISHY ENGINE THE CITY.
For The Bar is always stocked with the best Liquors and Segara.

The Proprietor spares no pains to please his

ADMISSION PREE.

OXFORD!

entirely new

Performance to commence at 8 o'clock precisely.

MUSIC HALL AND THEATRE.

TREMBNDOUS SUCCESS

UNCLE TOM'S CABIN,

Of whom Edwin Forrest says "she is the smallest child he ever seen."

In connection with the above will be given an

OLIO ENTERTAINMENT,

including all the old favorites, and a number of

NOTICE.

CHANGE OF DAY.

LADIES MATINEES at this House will be given on WEDNESDAYS in future, until further notice.

SEATON HALL, MONDAY EVENING, May 15, 1855.

SIGNOR STRINI. on this occasion, will be assisted by Madame CECILIA YOUNG KRETCH-MAR and the leading Talent of the Choirs of St. Aloysius, Ascension, Epiphany and Trinity Churches of this city.

1. Quartette—'Ecco quel Fiero Istante,"....Costa
2. Cavatina Basso—'Lucrezia Borgia,'' Donizetti
3. Duetto—'Dimmi che m'ami,'' Campana
4. Duett—Two Pianos—'Traviata," Verdi
5. Trio—'Lucrezia Borgia," Donizetti

6. Duetto-' Quanto Amore''-Blisir d'Arrore Donizetti

Doors open at 7½ o'clock P. M.; Soiree to com-mence at 8 o'clock. Tickets one dollar each; may be had at the Music Stores and at the door.

Reserved Seats (without extra charge) may be ecured three days in advance, at the Music Stere

of W. G. Metzerot, cor. Penn. ave. and lith street,
The Two GRAND PIANOS used on this occasion will be from the celebrated Manufactory of
CHICKERING & SONS, kindly loaned by JOHN
Fills Agent for this city.

FORD'S NEW THEATER.

TENTH STREET, above Pennsylvania Avenue,

IN CONSEQUENCE OF THE GREAT NA-

TIONAL CALAMITY, THIS THEATER WILL

memory of Abraham Lincoln, the City Councils of Washington have taken action, resulting in the

of washington have taken action, resulting in the formation of an Association to be called the LIN-COLN NATIONAL MONUMENT ASSOCIATION, with the following officers:

President—RICHARD WALLACH, Mayor.

Secretary—CROSBY S. NOYES.

Treasurer—GEORGE W. RIGGS.

The Directors will be announced hereafter.

It is proposed to raise for the purpose the sum of at least \$160,000 by subscriptions, to be limited in amount from one dollar to ten per individual contributor.

Such is the general solicitude to contribute for

such a purpose that it is not doubted that the amount requisite can be promptly raised and the monument erected within the year 1865.

Duly authorized collectors will be designated for this District, and persons throughout the country disposed to contribute can send their contributions to GEORGE W. RIGGS, Esq.,

Treasurer of the Association.

As it may he difficult to send individual receipts for the contributions received, they will be acknowledged from time to time through the public

It is earnestly hoped that every newspaper

throughout the country will call attention to the object of this Association, and give it such editorial encouragement as shall secure a general

recegnition.

It is the desire of the Association to raise a monument that shall be properly commemorative of the sublime life and character of the lamented deceased—one that shall be creditable alike to the

city and nation.
With such ends in view, it is not doubted that

this appeal will meet a prompt and universal

JECOME'S HAIR COLOR RESTORER FOR RE-taining and gradually bringing back the Hair to its original color without the inconvenience at-tending the use of a dye. Sold by all druggists 75 ceats per bottle.

PEXFORD'S MEDICATED GINGER BREAD NUTS, for worms, unrivaled in efficacy, and peculiarly adapted for children, being eaten as an ordinary cake.

For sale by druggists. Price 25 cen per box.

FOR SALE—A TROTTING HORSE, five years
I old this spring, a thorough bred Canadiau, bandsome and very stylish, and one
of the best saddle or harness herses in this
country. Can trot or rack a mile in three minutes.

ALFRED JONES, Feed Dealer,
my 9-1m* 126 K street, and Center Market.

jan 19-eoly

NUMENT TO ABRAHAM LINCOLN IN THE CITY OF WASHINGTON.

BE CLOSED UNTIL FURTHER NOTICE.

F. El.LIS, Agent for this city.

SIGNOR STRINI'S SOIREE MUSICALE

Ninth street, fronting on Pennsylvania avenue

OXFORD: OXFORD:

J. H. WILSON,

Brevet Major General.

dent, or he might hurt some of 'em."

nity and resignation.

WASHINGTON. D. C., MONDAY, MAY 15, 1865.

Nº. 3,807.

wished to hire a horse. I had been sent there

by Mrs. Surratt for the purpose of hiring a

buggy, and when I went to the stable I saw

Atzerodt there and asked him what he wanted.

He said he was going to hire a horse, and he

asked Mr. Brooks in my presence [that is the name by which the stable-keeper is known to

me] if he could have a horse, and Mr Brooks

told him he could not. Then we both left and went as far as the Post Office; I had a letter to

drop in the Post Office; and we went down F

street towards 10th. Since that time I have

never seen him. I would state that on the

nation I was also sent by Mrs. Surratt to the

National Hotel to see Booth for the purpose of

getting his buggy. She wished me to drive

her into the country on that day, and Booth said that he had sold the buggy, but that he

would give me ten dollars instead and I should hire a buggy. He spoke about the horses that

he kept at Brook's stable, and I remarked to

him, "Why, I thought they were Surratt's

left the city about nine o'clock, and reached Surrattsville at about half-past twelve

o'clock on Tuesday, the eleventh of April.

We remained at Suratisville about half an

hour, probable not that long, and Mrs. Surratt stated that she went there for the purpose of

seeing Mr. Nothe, who owed her some money.

On the following Friday, that is the day of

the assassination, drove Mrs. Surratt to the

country. We left about half-past two o'clock in the afternoon. She herself gave me the

money on that occasion, a ten dollar note, and

I paid six dollars for the buggy. I drove her

to Surrattsville, arriving there about half-past

four. Mrs. Surratt went into the parlor and I

remained outside a portion of the time, and a

portion of the time I went into the bar room,

until Mrs. Surratt sent for me. We left on our

return about half past six o'clock; a person

can get down there very easily in two hours

when the roads are good. Some time in the menth of March a man called at Mrs. Sur-

ratt's, giving himself the name of Wood, and in-

quiring for John H Surratt. I myself went

to open the door, and he inquired for Mr. Sur-

horses." Said he, "No, they are mine."

Tuesday previous to the Friday of the assassi-

TRIAL OF THE CONSPIRATORS.

IMPORTANT TESTIMONY.

FULL AND ACCURATE REPORT.

APPEARANCE OF THE PRISONERS.

First Day's Proceedings. The Military Commission, for the trial of the conspirators who murdered President Lincoln and attempted the assassination of other eminent men, on Saturday opened the Court room

to the regular representatives of the press. The detail of the Court, which sits daily in the old Penitentiary, near the Arsenal, consists the old Penitentiary, near the Arsenal, consists of Major General D. Hunter, U. S. V.; Major General Lewis Wallace, U. S. V.; Brevet Maj. General August V. Kautz, U. S. V.; Brigadier General Albion P. Howe, U. S. V.; Brigadier General Robert S. Fester, U. S. V.; Brigadier General James A. Ekin, U. S. V.; Brigadier Gen. T. M. Harris, U. S. V.; Brevet Col. C. H. Tompkins, U. S. A.; Brevet Lieut, Col. D. R. Tompkins, U.S. A.; Brevet Lieut. Col. D. R. Clendenin, 8th Illinois cavalry. Brig. Gen'l Joseph Holt, Judge Advocate and Recorder. Hon. John A. Bingham and Brevet Colonel H. L. Burnett, Assistant Judge Advocates. Brevet Major General Hartanft has been assigned to duty as special Provost Marshal General for the purposes of the trial and at-

tendance upon the Commission and the execution of its mandates. prisoners arraigned and on trial are David E. Herold, George A. Adzerodt, Lewis Payne, Michael O'Laughlin, Edward Spang-ler, Sam'l Arnold, Sam'l A. Mudd, and Mary E. Surratt.

The counsel for the prisoners are: Hon. Reverdy Johnson, Senator of the United States from Maryland, for Mrs. Surratt. Mr. Frederick A. Aiken, for Mrs. Surratt. John W. Clampitt, for Mrs. Surratt.

Mr. Frederick Stone, for Dr. Mudd and Her-Mr. Thomas Ewing, Jr., for Dr. Mudd and

Mr. Walter S. Cox, for O'Laughlin. Mr. William E. Doster, for Payne and At-The Commission having disposed of a portion of its business on Saturday morning, upon reference by the Judge Advocate to the necesity of the names of counsel being entered upon the record, the President of the Commission (Gen. Hunter) said in relation to Mr. Johnson's appearing here as counsel for Mr. Surratt, or

either of the prisoners, I have a note from one

of the members of the court: Mr. President: I feel it to be my duty to object to the admission of Mr. Reverdy Johnson as a counsel be ere this court, on the ground that he does not recognize the moral obligation of an eath that is designed as a test of loyalty, or to enforce the obligation of loyalty to the Government of the United States and in support of this objection have the honor to refer the members of the court to his opinions on this subject published in a letter over his signature pending the adoption of the new constitution of Maryland in 1864." Mr. Johnson -May I ask who the member

of the court is that makes that objection? The President - Yes, sir; it is Gen. Harris; and if he had not made it, I should have made

Mr. Johnson said that it was difficult to speak of the objection without having the opinion before him. That opinion could not be tortured by any reasonable man into any such conclusion. It was an atter misapprehension of his meaning, and an utter misapprehension of the terms of the opinion. There was no member of the Court, including the President and the member that objected, who recognized the obligation of an oath more absolutely than he did; and there was nothing in his life, from its commencement to the present time which would induce him for a moment to avoid a comparison, in all moral respects, between himself and any member of the Court In this rebellion, which had broken down so many moral principles, it had been his pride to stand by the Government from the beginning to the present moment; to take every obligation which the Government has thought it necessary to impose, and to do his duty faith. fully in every department of the public service. as well as in his individual capacity. If such an objection was made in the Senate of the United States. where he was known, he forebore to say how it would be treated, because he knew the terms in which it would be decided. The convention called to frame new constitution for the State was called under the authority of an act of the Legis lature of Maryland, and under that alone. They had prescribed this oath; and all that the opinion said or was intended to say, was that to take the oath voluntarily was not a craven submission to usurped authority, but was necessary in order to enable the citizen to protect his rights under the then constitution, and that there was no moral harm in taking an oath which the convention had no authority to im-He was there at the instance of that lady, [pointing to Mrs. Surratt,] whom he never saw until Friday, and never heard of, she being a Maryland lady. He was there to do whatever the evidence would justify him in doing in protecting that lady from the charge upon which she was being tried for her life. He was there detesting from the bottom of his heart everyone concerned in the nefarious plot, carried out with such flendish malice, as much

fered, he should deem to have been guilty, even Gen. Harris said he had no personal feeling in the matter His impression of Mr. Johnson had been of the most favorable character, but as a member of the court, his sense of duty compelled him to make the objection. The matter in question was one of ethics; it was the morality of the thing, the moral obligation of an oath voluntarily taken, which, if he understood that language, he (Mr. Johnson) taught his people might be set aside and considered as having no force, or binding obligation on them. He taught them that the Con vention had transcended its authority, had done something that it had no right to do, was requiring as a qualification for the exercise of the right of suffrage something that it had no right to require, and that consequently they might voluntarily take this oath in order simply to entitle them to vote, without considering it as having any moral binding force in it But he should be very sorry to do injustice to the gentleman; and having made his objection simply from his recollection of that letter, it was perhaps due to the gentleman and to the members of the court that the letter should be submitted to the scrutiny of the court before making their decision. After some further discussion between Mr. Johnson and Gen. Harris the court was closed, and upon reopening the latter withdrew his objection.

as any member of the court, and not to pro-

tectany one whom, when the evidence is of-

JOHN LEE, a witness for the prosecution, testified in response to the questions of the Judge Advocate that he belonged to the military police force of this city, and examined in the Kirkwood House the room of the prisoner, Atzerodt. I was ordered there by Major O'Beirne, with the rest of his force. I O'Peirne, with the rest of his was chief of his force. He told me to go to the top part of the building and see how the house was situated, whether any person could get in there or not. I went and made the examination, and told him the house could very easily be got in from the roof and from the stairway that went up from the back-yard to the top of the building, which would leave you go any where you wanted in the building. I told the Major of these circum. stances; he was in quite a hurry at that time; in fact everybody was in a great deal of hurry. This was on the night of the 15th of April. I then went out into the bar-room, and while I was there a friend came up to me; I say a friend. because it was a man whom I see about the streets every day. He said there was rather a suspicious-looking man there who had taken a room the day previous, and that I had better go and look at the book. I went and found the name as near as I could make it out-it was written very badly. G. A. Atzerodt. It was written very badly; in fact, nobody could make it out until I went to the book. The proprietor of the house could not make it out. then went up stairs to the room. I saw one of the clerks or men attached to the house, and asked him to go up to the room with me, saying that I should like to go and see it. I went up stairs to the room. The door was locked. The man said that he thought the party who had taken the room had carried the key away with him. I did not altogether like the appearance of things, so I went down to one of the proprietors, and asked him if he had any objection

to going up to the room, and if he could get a key to fit the door. He said he had not one that

would. I went up stairs again to the room,

tried all the keys, and could not get one to fit.

I then asked him if I had his permission to burst the door. He said he had no objection, and I burst open the door and went into the room. There was a black coat hanging up on the wall on the left hand side as you goin the door. Right opposite was the beds'ead. I went towards the bed, and underneath the pillow or bol-ster found a pistoi all loaded and capped. I then went down stairs and tried to find Major O'Beirne, my superior, the Provost Marshal of the Board of Enrolment; I saw him and came up stairs again with him, but it was dark, and we came down again, and he went of, leaving me to investigate the matter. I then went to the proprietor, who gave me the number of the room, and we went up together. I then took the coat down. I found in the pocket of the coat two books, which are numbered No. 4 and 6. The numbers on these articles were affixed by me. One book shows an account with the Ontario Bank for \$455. I then put my hand in the pocket again and took out a white handkerchief with "Mary R. E. Booth" on it. Is is numbered I then pulled out the white handkerchief marked No. 9, and had a good deal of difficulty in trying to make out the name on it, but I think it is F. M. or F. A. Nelson. There was also a white handlerchief with the letter H in the corner. There was in the bankbook an envelope, with the frank of the Hon. John Conness, and a pair of new gauntlets, marked No. 20. There was also a colored handkerchief numbered 10, three boxes of Colt's cartridges, numbered 11, 12, and 13, a piece of liquorice and a tooth-brush. On the cover of the bank book was written, "J. W. Booth, 53," and on the inside of the book was "Mr. J. Wilkes Booth, in account with the Ontario Bank, Canada.

Oct. 27. By Dep., \$455 I then also got this spur, No. 5, a pair of socks, No. 11, and two collars, Nos. 16 and 17. The number of the room was 126-the next floor above where Vice President Johnson was at the time. I then examined under the carpet, washstand, and in the stove; and I made a thorough search of everything in the room. I then went to the bed, took up the covering piece by piece, between the sheets and the mattress, I got the bowie-knife, marked No. 3. I did not see the occupant of the room. He had come there the day before, and the clerk employed in the

was there if he saw him. Cross-examined by Mr. Doster:-I am chief of the detective force of the Board of Enrolment of the District of Columbia. Major O'Beirne is the provost marshal of the board. had a conversation with an employee at the Kirkwood House, who said that a very suspicious, villainous-looking fellow took a room in the house, and that I had better look after him. I do not think I could describe the man as he described him to me. 1 think, though, that he said he had a gray coat on. I do not know that l ever saw Atzerodt to know him by name. I do not say that I have not or that I have. When I was first brought to the Kirkwood House I was home eating my supper, and one of my men, Mr. Cunningham, came over to me. vou are wanted immediately down at the Kirkwood House." I went down there and found that the men were detailed there to protect the person of the Vice President. In coming down from room No. 126 to reach the office of the hotel a person would pass the room occupied by Vice President Johnson. When I came down there was a soldier at the door, at the time this search was made. A man

of any courage coming right down the stairs could throw a handful of snuff in the soldier's eyes and get right in to Mr. Johnson's room. Louis J. Weichmann, a witness for the rosecution, testified as follows: - By the Judge Advocate-My acquaintance with John Surratt commenced in the fall of 1859, at St. Charles College, Maryland. We left col-lege in the summer of 1862, in July, together I renewed my acquaintance with him in 1863, in January, in this city. I began to board at the house of his mother. Mrs. Surratt, a prisoner here, the 1st of November, 1861. The bouse is on H street, No. 541. Witness first made the acquaintance of the prisoner, Dr. Samuel A. Mudd, about the 15th of January, 1865. I was passing down 7th street, in company with Mr. Surratt, and when opposite Odd Fellows' Hall, some one called "Surratt, Surratt," and turning round, Mr. Surratt recog nized an old acquaintance of his, Dr. Samue A. Mudd, of Charles county, Maryland; that is the gentleman there, (pointing to Samuel A. Mudd.) Mr. Surratt introduced Dr. Mudd to me, and Dr. Mudd introduced Mr. Booth, who was in company with him, to both of us. He They were coming up 7th street and we were going down. Booth then invited us to his room. at the National Hotel. Booth told us to be seated, and he ordered cigars and wines to the room for four. Dr. Mudd then went out into the passage, and called Booth out, and had a private conversation with him. Booth and Dr. Mudd came in, and then they called Surratt out. Booth went out with Surratt, and then they came in, and all three went out together and had a private conversation in the passage, leaving me alone. I do not know the nature of the conversation. I was seated on a lounge at the time near the window. On returning to the room the last time, Dr Mudd came to me and he seated himself by my side on the settee, and he apologized for his private conversation, stating that Booth and he had some private business; that Booth wished to purchase his farm Booth at one time took out the back of an enhard not consider it writing, but more in the

motion of the pencil. Booth also came to me and stated that he wished to purchase Dr Mudd's farm. Dr. Mudd had previously stated farm to Booth, because Booth was not going to give him enough. I boarded at Mrs. Surratt's house up to the time of the assassination. Booth called frequently at Mrs. Surratt's. He generally called for Mr. Surratt-John H. Surratt-and in the absence of John H. Surratt, he would call for Mrs. Surratt. Their interviews were always apart. I have been in the company of Booth in the parlor, but Booth has taken Surratt out of the room and taken him up stairs, and engaged in private conversation in rooms up stairs. Booth would sometimes when there engage in a general sort of conversation, and would then say, "John, can you go up stairs and spare me a word?" They would go up stairs and engage in private conversation, which would sometimes last two or three hours. The same has occurred with Mrs. Surratt. I have seen the prisoner, Atzerodt, at Mrs. Surratt's. He came to Mrs. Surratt's house, as near as I can remember, about three weeks after I formed the acquaintance of Booth. He inquired for John H. Surratt or Mrs. Surratt, as he said. I have never seen him in the house with Booth. He must have been at the house ten or fifteen times. The young ladies of the house could not comprehend the name that he gave. They understood that he came from Port Tobacco, the lower portion of Maryland, and, instead of calling him by his proper name, they gave him the nickname of "Port Tobacco." I met him at the corner of 7th street and Pennsylvania avenue about the time that Booth played the part of Pescara, in "The Apostate." Booth had given Surratt two complimentary tickets n that occasion, and we went down, and we met Atze.odt at the corner of 7th street and Pennsylvania avenue, and told him that we were going. He said he was going along, too; and at the theater we met David E. Herold. There he is, (pointing out David E. Herold, who smiled and nodded in recognition of the withess.) There was also another gentleman there, who boarded in the house-Mr. Holahan-we met him at the theater. We remained in the theater till the play was over, and on leaving the theater the five of us left together-Mr. Surratt, Mr. Holahan, and myself in company, and we went as far as the corner of Tenth and E streets, and on turning round Surratt noticed that Atzerods and Herold did not follow him, and told me to go back. I went back, and found Atze-

country, about eight o'clock in the morning; he had hired a two horse team, white horses, at Brook's He left in company with Mrs. Slater, and Mrs. Surratt was also in the buggy. On returning, Mrs. Surratt told me that he had gone to Richmond with Mrs. Slater. This Mrs. Slater, to the best of my knowledge, was to have met a man by the name of Howe there, a blockade runner. This Howe was captured on the 24th of March, and could not take her back to Richmond; so Surratt took her back Mrs. Slater was either a blockade-runner or a bearer of despatches. Mrs. Surratt told me so. He returned from Richmond on the occasion of the fall of Richmond, the 3d of April. He had about nine or eleven twenty-dollar gold pieces in his possession. Witness saw that money in his possession when he came back. He had some greenbacks. He had about fifty dollars in greenbacks. He gave forty dollars of this gold to Mr. Holahan, and Mr. Holahan gave him sixty dollars in greenbacks for it. He remained in the house about an hour, and rodt and Herold in a restaurant adjoining the theater, talking very confidentially with Booth, and on my approaching them they separated, and Booth said, "Mr. Weichmann, will you he told me he was going to Montreal, and asked me to walk down the street with him to not come and take a drink!" and we aptake some oysters. We went down Seventh proached the counter and took a drink, and street and along Pennsylvania avenue and took some oysters. He left me that evening. He said he was going to Montreal. I have not seen him since. I saw a letter from him dated St. Lawrence Hall, Montreal, Canada, April Booth introduced me to a gentleman there, whose name I do not remember, but whose face I have seen very frequently around town here. We left the restaurant and joined the 12. It was received here on the 14th of April. I also saw another letter written to a Miss other two gentlemen on E street, and then went to Kloman's and had some oysters. We Ward; the date I do not remember, but the rethere separated: Mr. John H. Surratt and my. ceipt of that letter was prior to the receipt of the letter to his mother. Witness had conver-sation with him as he passed through about the fall of Richmond. He told me he did not beself and Mr. Holahan going home, and the others going down Seventh street. John H. Surratt stated to me that he had two horses, and that he kept them at Howard's stable, on lieve it; that he had seen Benjamin and Davis, and they told him that Richmond would not G street, between 6th and 7th. Witness saw the prisoner, Atzerodt, there on the day of the be evacuated. He said that they had told him assassination, at half-past two o'clock. He

to be incredulous. Q. Have you been to Canada yourself since? A. Yes, sir. Q. What did you learn of his whereabouts and movements there? A. I learned that he had arrived in Montreal on the 6th of April, and left there on the 12th for the States; returning on the 18th, and engaging rooms at St. Lawrence Hall, Montreal. He left St. Lawrence Hall that night—the night of the 18th—and he was seen to leave the house of a Mr. Porterfield in seen to leave the house of a Mr. Porterfield in company with three others in a wagon. I did not see him there myself, but my knowledge was obtained from the register at St. Lawrence Hall. I did not arrive at Montreal until the 10th Early in the month of April, Mrs. Surratt sent for me, and asked me to give Mr. Booth notice that she wished to see him. She merely stated that she would like to see him, and for him to come to the house to see her on private business. It was on the 2d of Apri when Mrs. Surratt sent me to the hotel; and I at that time found in Booth's room Mr. John McCullough, the actor, and I communicated my message to Booth. I told him that Mrs. Surratt would like to see him, and he said he would come in the evening, and he did come on the evening of the 2d of April. On the afternoon of the 14th of April, the day of the assassination, Mr. Booth had a private interview with Mrs. Surratt at her house. About half-past 2 o'cleck, when I was going to the door, I saw Mr. Booth. He was in the parlor, and Mrs. Surratt was speaking with him. They were alone in the parlor. He did not remain in the parlor more than three or four minutes, and immediately after that Mrs. Surratt and I set out for the country.

Cross-examined by Mr. Johnson:—I have been living at the house since the 1st of Novem-

so while he was in Richmond. On his arriving

here the intelligence of its fall was received,

and I communicated it to him, and he seemed

ber, 1864. Mrs. Surratt at that time removed to the city from the country. She had rented her farm to Mr. Lloyd. I had visited her several times during the year 1863-4, in the country. I had made her acquantance through her son. Her son was a schoolmate of mine. He had been at college with me for three years, and when I went there it was to exchange the usual civilities, and I always experienced the ntmost kindness and courtesy. Her house in the city has eight rooms, six large and tw small ones, and was in the habit of renting them out. Young Surrat', during the winter of 1864, especially in the month of November, was down in the country almost all the time. His stay at home has not been permanent at all, because he would sometimes remain at home half a week and go into the country the other half, and sometimes he would be three or four weeks at a time in the country. During that winter he was away long enough to have gone to Canada and returned without my knowing it. He never intimated to me or anybody else, to my knowledge, that there was a purpose to assassinate the President. He stated to me, in the presence of his sister, shortly after he made the acquaintance of Booth, that he was going to Europe on a cotton speculation; that three thousand dollars had been advanced to him by an elderly gentleman residing somewhere in his neighborhood—the name of that elderly gentleman he never mentioned to me-and he stated that he was going to Liverpool, and would probably remain there only two weeks to transact his business; from Liverpool he would go to Nassau; from Nassau to Matamoras, Mexico, to find his brother Isaac. who was in the rebel army. I never saw his brother. but was in the habit of seeing John Surratt almost every day when he was at his mother's. He partook of the same room, shared my bed with me and slept with me. At one time he mentioned to me that he was going on the stage with Booth; that he was going to be an actor; and that they were going to play in Richmond. The first of the two occasions on which I drove Mrs. Surratt to Surrattsville was on Tuesday, the 11th of April. She told me she had some business with a man by the name of Nothe. This man Nothe, she told me, owed her a sum of money, about four hundred and seventy-nine dollars, and the interest on it for thirteen years, as near as I can remember. We arrived at the village about half-past twelve o'clock, and Mr. Nothe was not there. She told Mr. Nott, the barkeeper, to send a messenger after him, and he immediately sent meantime Mrs. Surratt and myself went to Capt. Gwynn's place, about three miles lower down, and remained there about two hours, taking dinner. Mrs. Surratt stated that she would like to have Captain Gwynn return with her to Surrattsville. On returning, Mrs. Surratt and Captain Gwynn found Mr. Nothe in the parlor, and there they transacted their business. I was not a witness to it. Mrs. Surratt took two packages. One was a package of papers about her property at Surrattsville, and then another was a package which was done up in paper, about six inches, I should think, in diameter. It looked to me like a saucer or two, or two or three saucers, wrapped in paper. That was deposited in the bottom of the buggy, and taken out by Mrs. Surratt when we arrived at Surrattsville We remained there until half-past six o'clock, and reached here at about half-past eight or nine o'clock. I heard of the assassination of President Lincoln and the attack on Secretary Seward at three o'clock on Saturday morning, when the detectives came to the house and informed us of it. Persons have been in the habit of coming from the country and stopping at the house. Mrs. Surratt had a great many acquaintances, and was always very hospitable, and they could remain just as long as they chose. Atzerodt, to my knowledge, stopped in the house only one night. The first time 1 saw Payne he gave the name of Wood. I went to the door, and opened the door, and he said he would like to see Mrs. Surratt. He had a long black coat on, and when he went into the parlor he acted very politely. He asked Mrs. Surratt to play on the piano, and he raised the piano cover and did everything which indicated a person of breeding. The time Atzerodt stopped in the house was about the beginning of February, and at that time there was a man there by the name of Howell. Mr. John Surratt had been in the country, and he returned from the country that evening, and slept with Howell. He left the next day, owing to the arrival of Mr. Surratt at that time, as near as I could judge. He said he wanted to see John, and as soon as he saw John he left. I heard Miss Anna and Mrs. Surratt afterwords say that they did not care about having him brought to the house, has Miss Anna Suri tt expressed it, she did and are to about such sticks; that they were not company for her. I found upon my table a false moustache, large enough te entirely change the appearance of the wearer Young Surratt is about six feet high, with a very prominent ferehead, a very large nose, with his eyes sunken. He has a goatee, and very long hair of a light color. He went to Richmond, some time toward the latter part of March, and when he got back after the fact of the fall of Richmond had reached here, saw in his possession nine or eleven \$20 gold pieces. He said that he had seen Benjamin and Davis, and they had told him that Richmond would not be evacuated. He did not tell how he got that money. I know he had no money about him when he left here. The letter which his mother received from him since he went to Canada was dated, "St. Lawrence Hall, Montreal, Canada East, April 12," and was received here the day of the assassination. Mrs. Surratt permitted me to read the letter The latter was written in general terms and contained nothing indicating any purpose of his, or anybody else, to commit murder. The letter was signed John Harrison. His name is John Harrison Surratt. I have known Mrs. Surratt since 1863. Her character was exemplary and ladylike in every particular. She

introduced me to Booth and Surratt about the 15th of January, as near as I can remember. met Dr. Mudd on 7th street, directly opposite Odd Fellows' Hall. Mr. Surratt introduced him to me, and he introduced Booth to both of us, and then Booth invited us down to the National Hotel. After reaching the room, Booth took an envelope out of his pocket and a pencil, and drew lines on the back of the envelope. Mr. Surratt and Dr. Mudd, whilst he was doing it, were engaged in private conversion, scarcely audible. Dr. Mudd apologized to me for his private interview, and said that the business was that Mr Booth wanted to purchase his farm. In Mrs. Surratt's family I have heard the name of Mudd-Dr. George Mudd and Dr. Samuel Mudd. I have met Dr. Samuel Mudd only once, and that was the occasion referred to of meeting Booth. We left the National Hotel and went to the Pennsylvania House, where Dr. Mudd had rooms. all went into the sitting-room, and Dr. Mudd came and sat down with me, and we talked about the war. He expressed the opinion that the war would soon come to an end, and spoke like a Union man. Booth then bade us good night and went out, and then Surratt and I bade Dr. Mudd good night.

was a member of the Catholic church and I

generally accompanied her to church every

Cross-examined by Mr. Ewing:-Dr. Mudd

Cross-examined by Mr. Stone:-Witnesssaw Mr. Herold in the summer of 1863, down at Mrs. Surratt's, at Surrattsville, and once in Mrs. Surratt's house after she moved to the city. The third time I saw him was at the theater. When we left the theater that night we all walked down the street together, Mr. Surratt, Mr Holahan, and I in company, and Atzerodt and Herold behind. When Surratt, Holahan and I arrived at the corner of 10th and E streets, Surratt turned around and saw that the other two were not following, and he told me to go back and find them. I went back and found them in the restaurant engaged in close conversation with Booth. On my approaching them Booth asked me to go and take a drink with them. Herold, Atzerodt and I left together, and we overtook Mr. Holahan and Mr. Surratt on E street. Then we went to Kloman's, on 7th street. Then Holahan, Surratt and myself went home, and Atzerodt and Herold went down 7th street.

Cross-examined by Mr. Clampitt.—We went to Montreal on the 18th of April, the Monday after the assassination for the purpose of seek-ing John Surratt, but did not find him. Cross-examined by Mr. Aiken :- Witness

ratt. I told him Mr. Surrait was not at home, but I would introduce him to the family if he desired it. He thereupon expressed a desire to see Mrs. Surratt, and I accordingly introduced him, having first asked his name. He gave the name of Wood. That is the man, pointing to Lewis Payne, one of the accused le stopped in the house all night. He had supper served up to him in my own room. I house says he would recognize the man who brought him supper from the kitchen. As near as I can remember it must have been about eight weeks previous to the assassination. He had a black overcoat on, and a black frock coat, with grey pants, at that time. He remained until the next morning, leaving in the earliest train for Baltimore. I should think it was about three weeks afterwards that he called again, and I again went to the door, and I again ushered him into the parlor, and in the meantime I had forgotten his name, and I asked him his name. That time he gave the name of Payne. He was ushered into the parlor. Mrs. Surratt, Miss Surratt, and Miss Hanora Fitzpatrick were present. He remained about three days at that time. He represented himself as a Baptist preacher: he timore for about a week, and that he had taken the oath of allegiance and was going to become a good and loyal citizen. The family of Mrs. Surratt and Mrs. Surratt are Catholics. Mr. Surratt is himself a Catholic, and was a student of divinity at the same college. Did you hear any explanation made why a Baptist preacher should go there seeking hospitality No, sir. They only looked upon it as odd, and laughed at it. Mrs. Surract herself remarked that he was a great looking Baptist preacher. They seemed to recognize him as the "Wood" of former days, who had been there. In the course of conversation one of the young ladies called him "Wood," and then I recollected that on his first visit he had given the name of Wood." On the last occasion he was dressed in gray-a complete suit of gray. He had a linen coat and two linen shirts. I would say that one day returning from my office I found a false moustache on the table in my room. I took the moustache and threw it into a little toilet-box I had on the table. This man Payne searched around the table and inquired for his moustache. I was sitting on the chair and did not say anything. I have retained the moustache since and it was found in my baggage; was among a box of paints that I had in m trunk. Saw Payne during that visit and Jno. H. Surratt together in their room by themselves. It was on the same day. On returning from my office I went up stairs to the third story, and I found John H. Surratt and this man Payne seated on a bed playing with bowieknives. It was the occasion of Payne's last visit. They had two revolvers and four sets of new spurs. Q. [Exhibiting the spur identified by the last witness as found in the room in the Kirkwood House.] Were the spurs like this? A. They were. That is one of the spurs. Q. [Exhibiting the bowie-knife identifled by the last witness as found in the room n the Kirkwood House] Is that the bowleknife? A. I do not recognize that as the bowieknife. It was a smaller one. There were three spurs similar to this in a closet in my room when I was last there, and those three I am sure belonged to the eight that had been purchased by Surratt. Q. [Exhibiting the revolver identified by the last witness as found in the room at the Kirkwood House.] Is that the pate! A. That looks like it. Q. Was it a round barrel like that, or octangular? The barrel was not round; it was octangular. It was about the same size, though. Witness went with John H. Surratt to the Herndon House for the purpose of renting a room on or about the 19th of March. He went to the door and inquired for Mrs. agrection of roads or lines. Surratt and Booth Mary Murray, and when Mrs. Mary Murray and Dr. Mudd were at that time seated round came he stated that he wished to have a private the table, a centre table in the centre of the room. Did not see the marks. I just saw the interview with her. She did not seem to comprehend, and, said he, "Perhaps Miss Anna Ward has spoken to you about this room. Did she not speak to you about engaging a room for a delicate gentleman, who was to have his meals sent up to his room!" Then Mrs.

Murray recollected, and Mr. Surratt said that

he would like to have the room for the follow-

ing Monday; that the gentleman would take

possession of it on Monday. It was the Monday previous to the 3d of April. I think it

was the 27th of March that the room was to

have been taken possession of. Witness after-

wards learned that the prisoner, Payne, was at

that house, the Herndon House. I met this

man, Atzerodt, one day on the street, and I

asked him where he was going, and he said he

was going to see Payne; and then I asked him,

"Is it Payne who is at the Herndon House?"

and he said, "Yes." That was after the visit

John H. Surratt made there to engage the

room. Met the prisoner, Herold, at Mrs.

Surratt's once. I met him on the occasion of

the visit to the theatre when Booth played

Pescara. I also met Herold at Mrs. Surratt's.

in the country, in the spring of 1863, when I

first made Mrs. Surratt's acquaintance. He

was there at that time with a party of musi-

cians, who were serenading some county offi-

cers who had been elected; and then again I

met him in the summer of 1864, at a church in

the country-the Piscataway Church-and

then in the theatre, and once at Mrs. Surratt's

house. About the 17th of March, 1865, a woman

by the name of Mrs. Stater came to the house

and stopped there one night. This lady went to

Canada and Richmond. On Saturday, the 23d

of March. Mr. Surratt drove her into the